

Pursuant to the Court's Order dated May 11, 2015 (Document No. 103), the following will serve as the list of Defendants' potential witnesses for the class certification hearing in the event that the Court elects to hold an evidentiary hearing:

WITNESSES EXPECTED TO BE CALLED:

No.	Witness	Proposed Testimony
1.	Dr. Barbara D. Beck Gradient 20 University Road Cambridge, MA 02138	Dr. Beck may provide expert testimony including the opinions she has offered as part of her expert report. Her opinions address (i) the potential for human health risks associated with lead, arsenic and cadmium present on Plaintiffs' properties, (ii) the protectiveness of the existing soil cleanup standards under the Blackwell Soil Record of Decision, and (iii) the extent to which lead, arsenic and cadmium present on the Plaintiff's property would interfere with the use of their property. Dr. Beck may also provide responses to opinions and testimony by Plaintiffs' expert, Dr. Richard DeGrandchamp. For a more complete description please see Expert Report of Barbara Beck served on Plaintiffs on April 27, 2015 (Dkt. 100-3) and incorporated herein by reference.
2.	Mr. William L. Hall, PE NewFields 1349 Peachtree Street 2 Midtown Plaza Suite 2000 Atlanta, GA 30307	Mr. Hall may provide expert testimony including the opinions he has offered as part of his expert report. His opinions address (i) the evaluation of available sampling data for Plaintiffs' properties and the City of Blackwell, (ii) the identification of sources of lead, arsenic and cadmium with the potential to impact Plaintiffs' properties, (iii) the site-specific evaluations necessary to assess contributions of potential sources of lead, arsenic and cadmium on Plaintiffs' properties, (iv) poor management of lead based paint has contributed to soil lead concentrations at Plaintiffs' properties, and (v) the CERCLA site investigation and remediation process including its implementation in

		Blackwell. As outlined in his report, Mr. Hall may present a “weight of the evidence” opinion on the sources of lead, arsenic and cadmium that builds on work by Susan Litherland, Shahrouk Rhohani, Mark Williamson, and Stan Hayes. Mr. Hall may also provide responses to opinions and testimony by Plaintiffs’ experts, Dr. Richard DeGrandchamp and Dr. Berton Fisher. For a more complete description please see Expert Report of William Hall served on Plaintiffs on April 27, 2015 (Dkt. 100-1) and incorporated herein by reference.
3.	Dr. Thomas O. Jackson, AICP, MAI, CRE, FRICS Real Property Analytics, Inc. 4805 Spearman Drive College Station, TX 77845-4412	Dr. Jackson may provide expert testimony including the opinions he has offered as part of his expert report. His opinions address (i) the neighborhoods and property types included in Plaintiffs’ proposed class, and (ii) the suitability of addressing valuation of Plaintiffs’ properties and Plaintiffs’ alleged property value damages on a class-wide basis. Dr. Jackson may also provide responses to opinions and testimony by Plaintiffs’ expert, Dr. Mark Berkman. For a more complete description please see Expert Report of Thomas Jackson served on Plaintiffs on April 27, 2015 (Dkt. 100-7) and incorporated herein by reference.
4.	Ms. Susan T. Litherland, PE SQ Environmental, LLC P.O. Box 1991 Austin, TX 78767	Ms. Litherland may provide expert testimony including the opinions that she has offered as part of her expert report. Her opinions address (i) visual observations and analyses from her inspection and sampling of Plaintiffs’ properties, and (ii) evaluation of property-specific sources of lead, arsenic, and cadmium. For a more complete description please see Expert Report of Susan Litherland served on Plaintiffs on April 27, 2015 (Dkt. 100-8) and incorporated herein by reference.

WITNESSES THAT MAY BE CALLED IF THE NEED ARISES:

No.	Witness	Proposed Testimony
1.	Dr. Mark A. Williamson Geochemical Solutions 1943 Lakewood Drive Loveland, CO 80538	Dr. Williamson may provide expert testimony including the opinions he has offered as part of his expert report. His opinions address geochemical analyses to determine the source of lead found in soil on Plaintiffs' properties. Dr. Williamson may also provide responses to opinions and testimony by Plaintiffs' expert, Dr. Berton Fisher. For a more complete description, please see Expert Report of Mark Williamson served on Plaintiffs on April 27, 2015 (Dkt. 100-6) and incorporated herein by reference.
2.	Dr. Shahrokh Rouhani, PhD, PE NewFields 1349 Peachtree Street 2 Midtown Plaza Suite 2000 Atlanta, GA 30307	Dr. Rouhani may provide expert testimony including the opinions he has offered as part of his expert report. His opinions address geostatistical analyses of the soil sampling data for Blackwell and Plaintiffs' properties. Dr. Rouhani may also provide responses to opinions and testimony by Plaintiffs' experts, Dr. Richard DeGrandchamp and Dr. Berton Fisher. For a more complete description please see Expert Report of Shahrokh Rouhani served on Plaintiffs on April 27, 2015 (Dkt. 100-4) and incorporated herein by reference.
3.	Mr. Stanley R. Hayes	Mr. Hayes may provide expert testimony including the opinions he has offered as part of his expert report. His opinions address analyses of the distribution of the soil sampling data for Blackwell and Plaintiffs' properties as compared to predicted distribution patterns based on modeling of historical air emissions from the smelter. Mr. Hayes may also provide responses to opinions and testimony by Plaintiffs' expert, Dr. Berton Fisher. For a more complete description please see Expert Report of Stanley Hayes served on Plaintiffs on April 27, 2015 (Dkt. 100-5) and incorporated herein by reference.

4.	Mr. Stuart Brown Freeport Minerals Corporation 333 N Central Avenue Phoenix, AZ 85004	Mr. Brown may provide testimony regarding the environmental investigation and remediation work conducted by Defendants in Blackwell, including without limitation the Soil Record of Decision and the Supplemental Soils Program. Mr. Brown has been deposed as a 30(b)(6) witness in this litigation, and may also provide testimony regarding the topics noticed and testimony at that deposition.
5.	Mr. John Fenn c/o Freeport Minerals Corporation 333 N Central Avenue Phoenix, AZ 85004	Mr. Fenn may provide testimony regarding the historical operations of the Blackwell Zinc Smelter and the matters addressed during his deposition.
6.	Mr. Kent Alme Freeport Minerals Corporation 333 N Central Avenue Phoenix, AZ 85004	Mr. Alme may provide testimony regarding Defendants' financial and/or accounting processes, including BZC's accounting for environmental response costs, and the matters addressed during his deposition.
7.	The following individually named Plaintiffs: Mr. Michael Assidio Ms. Mindy Beard Ms. Helen Briggs Ms. Sylvia Bryant Ms. Teresa Caldwell Mr. David Cornwell Mr. Cecil Day Mr. Cary Denton Mr. James Dunn Mr. Lester Ebert Ms. Victoria Ebert Mr. Ralph Epperly, Jr. Mr. Ralph Epperly, Sr. Ms. Linda Heilig Mr. Christopher Glass Mr. Jacob Glass Mr. Kenneth Glass Mr. Cecil Greenfield Mr. Gary Haskins	Defendants may offer testimony by the listed individual plaintiffs regarding matters addressed during their depositions.

	<p> Ms. Sherri Littlefield Mr. Terry Littlefield Mr. James Lively Ms. Rhonda Loveall Ms. Susan McEachern Mr. Mitchell Newton Mr. John North Mr. Bo Pannell Mr. Joby Parr Ms. Karen Roberts Ms. Pershawnia Scrimsher Atchley Mr. Delbert Shirley Ms. Jewel Shope/Swope Ms. Delores Shorey Mr. Sam Shorey Mr. James Smith Mr. Keith Snow Mr. Russell Sodowsky Mr. Kathleen Spence Mr. Cecil Steuver Mr. Melvin Tannehill Ms. Dawn Thele Ms. Vicky Thele Mr. John West Ms. Darlene Wieland Ms. Kathy Williamson Mr. Marion Williamson, Jr. Ms. Carolyn Wilson Ms. James Wilson Ms. Barbara Wynn Mr. Darin Wynn Mr. Jack Wynn Ms. Thurra Wynn c/o Indian and Environmental Law Group, PLLC 1723 E. 15th Street, Suite 100 Tulsa, Oklahoma 74104 </p>	
8.	Any witness necessary for rebuttal purposes	
9.	Any witness listed by Plaintiffs	

	(subject to previously filed objections or motions to exclude)	
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Respectfully submitted,

By: /s/ Morgan L. Copeland, Jr.

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ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2015, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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